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Andrea J. Cabral
Secretary

Thomas G. Gatzunis, P.E.
Commissioner

Board of Elevator Regulations – Public Hearing Minutes – October 2, 2013

This Meeting is being held in accordance with the provisions of M.G.L. c. 143, s.69 and M.G.L. c.30A.

M.G.L. c.143, s.69 requires that the Board hold public hearings on the first Wednesday in May and October in each year on petitions for changes to 524 CMR.

Present:

Walter Zalenski, Chair
Cheri Davis, Member

David Gaudet, Member
Kevin McGettigan, Member

Thomas Riley, Member
Susan Genduso, DPS

Absent:

Harold McGonagle, Member

Michael Nicoloro, Member

John O'Donoghue, Member

Meeting is called to order and board members are introduced by Walter Zalenski

Open forum:

James F. Comley, President of Embree Elevator asked the following questions of the Board:

1. Must Elevator Inspectors cite 521 CMR Architectural Access Board, Section 28.00 violations?

MGL 143, section 3(a) states that local and state building inspectors and the Architectural Access Board are the sole entities who may enforce or cite infractions of this regulation. Elevator inspectors who identify probable violations may cite CMR 521 but may not deny certification of the elevator unless the inspector deems the violation to be a safety issue and then he may cite "matters not provided for".

2. To whom should code questions be addressed going forward?

At the present time, code questions should be directed to Chief of Inspections Walter Zalenski.

3. Data plates are required on elevators installed after 1996, A17.1. Are data plates required on controllers of elevators installed prior to 1996?

DPS requires that a data tag be attached to the controller of all elevators; the tag should list the code in effect at the time of the elevator's installation. DPS does not require the actual date of installation be listed, if it is unknown. The Board will research the requirement further.

4. Would the Board consider adopting the latest A17.3 for existing elevators and A17.2 inspection guide:

An advisory group has been formed to review ASME A17.1 2010 and make recommendations to the Board of Elevator Regulations for its adoption with modifications through 524 CMR, Section 35.00. A draft of the recommended regulations will be submitted to the Board for review by the end of 2013. The Department will consider creating checklists for installation and inspection for each code.

Meeting is adjourned at 12:28

Prepared by: Susan Genduso
October 4, 2013